IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

| THEODORE F. JASKO, | |
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| Plaintiff | |
| v. | Civil Action No. 2:13-cv-00007-GLL |
| ASKO, Inc., and UNITED STEELWORKERS PENSION PLAN, | |
| Defendants | |
| <u>ORDER</u> | |
| | |
| AND NOW, this 31st day ofJan | uary , 2013, upon consideration of the |
| foregoing Stipulation of Dismissal, IT IS HEREBY ORDERED that this action is dismissed | |
| with prejudice as to Defendant ASKO, Inc. and without prejudice as to Defendant United | |
| Steelworkers Pension Plan (whose proper name | is ASKO Inc. USW Pension Plan). Each party is |
| to bear its own attorneys' fees and costs. | |
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| s/ | Gary L. Lancaster |
| United States District Judge | |